IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

C.R. No.1238 of 2007 (O&M)

Date of Decision : 18.9.2007

Baldev Singh

.....Petitioner

Versus

Gurdial Kaur & Ors.

..... Respondents

CORAM : HON'BLE MR. JUSTICE VINOD K. SHARMA

Present : Mr. B.S. Bhalla, Advocate
for the petitioner.

Mr. P.L. Singla, advocate
for respondent No.1.

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VINOD K. SHARMA, J. (ORAL)

This revision petition has been filed against the order dated 19.2.2007 passed by the learned Civil Judge (Jr. Divn.), Moga vide which application moved by the petitioner for leading additional evidence has been partly allowed.

Prior to the present application an application for additional evidence was moved which was allowed and in pursuance thereto the petitioner placed on record the death certificate without proving the same and closed the additional evidence. Thereafter second application for additional evidence was moved. The learned trial Court in view of the order passed earlier allowed the petitioner to prove the death certificate with respect to death of Munshi Singh attesting witness, however, the other prayer for leading evidence to prove the death certificate of another attesting

witness has been rejected, on the plea that it is an attempt to fill up lacuna in the case as the petitioner had availed number of opportunities to lead evidence and thereafter he was even permitted to lead additional evidence.

The order passed by the learned trial Court does not suffer from any jurisdictional error which may call for interference by this Court.

Dismissed.

18.9.2007 **(VINOD K. SHARMA)**
'sp' **JUDGE**